



DEPARTMENT OF THE ARMY
HEADQUARTERS, AREA II SUPPORT ACTIVITY
UNIT #15333
APO AP 96205-5333

REPLY TO
ATTENTION OF:

IMKO-AB-PL-LO

24 August 2005

COMMAND POLICY # 5-23

MEMORANDUM FOR SEE DISTRIBUTION

SUBJECT: Mandatory Counseling For E-6 And Below Prior To Issuance Of A USFK Motor Vehicle Operator's Permit, USFK Form 134EK (SOFA Driver's License)

1. References:

a. AR 600-20, Army Command Policies, dated 13 June 2002

b. USFK Regulation 190-1, Motor Vehicle Traffic Supervision, dated 27 April 2005

2. Purpose: This command policy prescribes mandatory counseling for E-6 and below by their chain of command prior to issuance of a USFK Motor Vehicle Operator's Permit, USFK Form 134EK (SOFA Driver's License).

3. Applicability: This policy applies to all personnel assigned, attached to, visiting or residing within Area II installations. Unless otherwise stated, this regulation applies to--

a. All E-6 and below active-duty members of the U.S. Armed Forces (including active duty, active duty for training, and annual training) who are assigned to Area II.

4. General: To ensure personnel in the grade of E-6 and below receive mandatory counseling by their chain of command prior to issuance of a USFK Motor Vehicle Operator's Permit, USFK Form 134EK (SOFA Driver's License).

a. The Area II Commander requires that all E-6 and below personnel in Area II receive documented mandatory counseling by their unit commander (O-5 / GS-14 or above) prior to issuance of a USFK Driver's License.

b. Given the hazardous driving conditions to include significant traffic congestion in a city with a population of 12 million plus and associated cultural differences, it is incumbent upon the chain of command to take proactive measures to promulgate safe driving habits.

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c. The Area II Driver's License Testing Center will not process any USFK Motor Vehicle Operator's Permit, USFK Form 134EK (SOFA Driver's License), application without a completed counseling form which covered the following topics:

- (1) Drinking and Driving
- (2) Obedience to Traffic Laws
- (3) Maintaining Liability Insurance
- (4) Safety Inspection

5. Enforcement.: Personnel subject to the Uniform Code of Military Justice (UCMJ) who fail to comply with the provisions of this policy are subject to punishment under the UCMJ, as well as to adverse administrative action and other adverse action authorized by applicable laws or regulations.

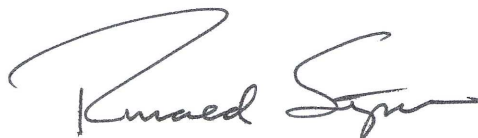
6. Responsibilities:

- a. Commanders - will ensure USFK Military personnel, comply with this command policy.
- b. Area II PMO / Area II Law & Order Office - enforces the provisions of this Command Policy, through the use of patrols, incident reports and/or other appropriate measures.
- c. Area II Commander – will enforce the provisions of this policy as the sanctions authority.

7. Sanctions:

a. Violations of this policy by individuals subject to the Uniform Code of Military Justice (UCMJ) may constitute violations of Article 92, UCMJ, subjecting the individual to criminal punishments and administrative sanctions.

8. POC for this action is the Area II Law and Order Office at 738-4361/4414.



RONALD C. STEPHENS
COL, SC
Commanding



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REPLY TO
ATTENTION OF:

IMKO-AB-PL-LO

MEMORANDUM THRU Commander, HQ, Area II Support Activity, Unit #15333, APO AP 96205

FOR

SUBJECT: E-6 And Below Mandatory Counseling Under USFK Regulation 190-1

1. This counseling is required for all USFK service members, grades of E-6 and below, to be issued or re-issued a Privately Owned Vehicle operator's license.
2. This counseling / request for a POV operator's license is based on:
 - a). Counselee is a service member or service member's dependent stationed in the ROK pursuant to actual command sponsorship orders AND dependents are actually physically living in the ROK; OR
 - b). Request for exception to policy pursuant to USFK Regulation 190-1.
3. On (date), a local records check on you through the COPS system for any prior criminal offenses was conducted with the servicing Military Police (MP) administrative section. This background check (did / did not) reveal any adverse information. If the background check revealed any adverse information, I will forward this case to the legal office for legal advice.
4. I have verified that you are in possession of a current and valid state driver's license / International Driver's Permit. I note that you have the following restrictions on your state driver's license (e.g. must wear glasses, etc.):
5. I have verified that your POV insurance is up to date and adequate. It is your responsibility to keep your POV insurance up to date and adequate. I stress that at no time may you operate a POV in the ROK unless your POV insurance is up to date and adequate.
6. You will not be considered for a POV operator's license until you have reviewed the USFK Provost Marshal's slide presentation on "Driving Under The Influence".
7. Driving under the influence of alcohol or other intoxicants is unacceptable. If you drink one beer, you should not drive. Driving under the influence leads to both serious accidents and death. USFK service members driving under the influence hurts the USFK mission by causing friction with our host country and presenting USFK members as not law-abiding.

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E-6 And Below Mandatory Counseling Under USFK Regulation 190-1

8. If you drive with a blood alcohol level of .05% (as little as one beer), or higher in the ROK, you are driving under the influence. You may be placed on International Hold and held past your DEROS if you are DUI. You may be sentenced to time in a Korean jail. Currently, there are USFK service members incarcerated in ROK prison for DUI. If you drive DUI, AR 190-5 requires that you be issued a General Officer Memorandum of Reprimand which will have serious repercussions on your career. DUI is also serious misconduct which may lead to an Art 15, courts-martial, or separation with the potential for a discharge characterization of service of less than honorable. If you are a family member, you may be barred from post, in addition to other penalties.

9. If you are requesting a POV license because you are command sponsored with dependants actually residing in the ROK, I will forward this request with my recommendation to the first O5 in the chain of command will act as the approval authority.

10. If you are requesting a POV license as an Exception To Policy, I will forward this request to the first O5 in the chain of command who will prepare a written endorsement and forward the request to the approval authority, the Area II Commander. The request to the Area II Commander will include a detailed explanation of the basis for the exception to policy.

11. Any questions regarding this matter should be directed to the Area II Law and Order Office at 738-4361/4414.

FOR THE COMMANDER:

(SIGNATURE BLOCK)
GS-14 or O-5

IMKO-AB-PL-LO

Subject: E-6 And Below Mandatory Counseling Under USFK Regulation 190-1

I hereby acknowledge receipt of the above counseling concerning E-6 And Below Mandatory Counseling. I have personally reviewed the Provost Marshal's slide presentation on Driving Under The Influence. I understand it is my responsibility to maintain minimum insurance coverage IAW USFK Reg. 190-1.

I am requesting this POV license because:

- a). I am command sponsored and my dependents actually reside in the ROK.
- b). As an exception to policy (attached memorandum explains in detail why this exception should be granted.
- c). I have / have not shipped a POV to Korea at government expense pursuant to military orders.

NAME: _____

SIGN: _____

TELEPHONE: _____

UNIT: _____

DATE: _____